

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOHNN LEMMINN, III,

Plaintiff,

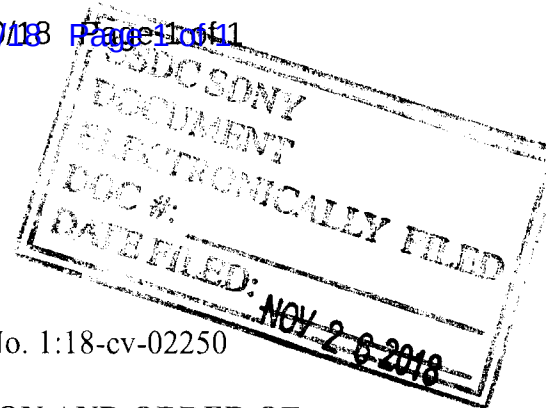
v.

CAPITAL ONE BANK (USA) N.A., et al.,

Defendants.

Civil Action No. 1:18-cv-02250

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**



IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff and Defendant TD Bank USA, N.A. through their undersigned counsel, that pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, all claims that have been asserted in this action against TD Bank USA, N.A. are hereby dismissed in full, with prejudice, with each side to bear their own costs and fees.

Dated: November 20, 2018

FRANCIS & MAILMAN, P.C.

HINSHAW & CULBERTSON LLP

By: /s/ Joseph L. Gentilcore

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*Attorneys for Defendant TD Bank USA, N.A.*

SO ORDERED:

George B. Donohue

Dated: New York, NY NOV 20 2018, 2018  
NOV 20 2018